IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

**CRIMINAL APPLICATION NO. 698 OF 2006.**

Deepak Jhunjhunwala & Anr. .. Applicants.
V/s
The Sr. Inspector of Police
And another .. Respondents.

Mr. A.P. Mundargi, Senior Counsel for the applicants.

Mr.S.S.Pednekar, A.P.P.for the respondents.

**CORAM : S.C. DHARMADHIKARI, J.**

**DATE : 28TH SEPTEMBER, 2006.**

P.C.

. At the outset Mr. Mundargi, learned Senior Counsel appearing in support of this application, does not press for anticipatory bail but requests that in the light of communication from the Bombay Municipal Corporation, dated 25th September, 2006, the applicants may be given some reasonable time to surrender before the learned Metropolitan Magistrate.

2. This request is not opposed by the respondent.

3. Mr. Mundargi upon taking instructions states that the applicants would surrender before the learned Magistrate on 9th October, 2006 on which date liberty may be granted to them to apply for regular bail.

4. The application is disposed of by extending time to surrender till 9th October 2006. Liberty is reserved to the applicants to apply before the Metropolitan Magistrate, before whom they surrender, for enlarging them on bail and such request shall be considered on its own merits and in accordance with law, including taking note of communication of BMC. The learned Senior Counsel states that by 29th September, 2006, the applicants would file written undertaking incorporating above. Needless to state that in default of filing undertaking or surrendering before the Metropolitan Magistrate, the authorities can take such proceedings, as are permissible in law.

**( S.C.DHARMADHIKARI, J.)**